

IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF VIRGINIA

Alexandria Division

UNITED STATES OF AMERICA	)	<b>UNDER SEAL</b>
	)	
v.	)	Criminal Number 04-146-M
	)	
BERNARDO A. HERNANDEZ,	)	
	)	
Defendant	)	

AFFIDAVIT IN SUPPORT OF TWO CRIMINAL COMPLAINTS,  
TWO ARREST WARRANTS, AND FOUR SEARCH WARRANTS

I, Douglas H. Comfort, being duly sworn, state as follows:

Introduction

1. I am a detective with the Fairfax County Police Department. I have been a law enforcement officer for over twenty-eight years and am currently assigned to the Criminal Investigations Bureau. I am also a Special Deputy United States Marshal. My primary duties as a detective are to investigate criminal activity within Fairfax County that harms the nation's security.

2. I present this affidavit in support of criminal complaints against and arrest warrants for Bernardo Arrieta Hernandez (hereinafter Hernandez) and Jose Luis Esteban Navarette-Audelo (hereinafter Navarette) charging them with knowingly counterfeiting alien registration receipt cards, in violation of 18 U.S.C. § 1546.

3. I also present this affidavit in support of an application for warrants to search, and to seize relevant evidence found within, two apartments and two vehicles in the Eastern District of Virginia. The first apartment is Hernandez's current residence located at 3343 Glen Carlyn Drive, #10, Falls Church, Virginia. The second apartment is Navarette's current residence



located at 955 South Columbus Street, #625, Arlington, Virginia. The first vehicle is Hernandez's 1994 Acura bearing Virginia registration JFW-1536. This same vehicle once bore Virginia registration XZU-4524 and this registration is still valid. The second vehicle is Hernandez's 1995 Nissan bearing Virginia registration JER-9160. Both apartments and both vehicles are more fully described in attachment A. Pursuant to Rule 41 of the Federal Rules of Criminal Procedure, I seek authority to search these apartments and vehicles for evidence related to Hernandez and Navarette's efforts to counterfeit and sell alien registration receipt cards and social security cards, in violation of 18 U.S.C. § 1546 and 42 U.S.C. § 408. This evidence is more fully described in attachments B.

4. I have not included every fact I know about Hernandez and Navarette and their illegal activities in this affidavit; rather, I have included those facts I believe are needed to demonstrate probable cause for the complaints and warrants I seek. The information in this affidavit is based on my personal knowledge and observations, on information conveyed to me by other law enforcement officials, and on my review of records, documents and other physical evidence relevant to Hernandez and Navarette's activities.

5. This case is the result of a nine-month investigation by a task force of state and federal law enforcement agencies. The participating agencies include the Fairfax County Police Department, the Bureau of Immigration and Customs Enforcement (hereinafter ICE), the Social Security Administration, the Federal Bureau of Investigation, and the United States Postal Inspection Service. The Fairfax County Sheriff's Office and the Arlington County Police Department are assisting the investigation. An ICE agent and I are leading the investigation.

Bernardo Arrieta Hernandez



6. Bernardo Arrieta Hernandez is a 30-year-old male believed to be of Mexican origin. Hernandez currently lives at 3343 Glen Carlyn Drive, #10, Falls Church, Virginia, an apartment in the Olde Salem Village apartment complex. Hernandez has leased this apartment since July 28, 2003, and receives his mail there. From September 12, 2000, until January 15, 2004, Hernandez also leased 6037 Bellview Drive, #10, Falls Church, Virginia, another apartment in the Olde Salem Village apartment complex.

7. On July 29, 2003, I obtained Hernandez's driving record from the Virginia Department of Motor Vehicles. This record shows that Hernandez obtained a driver's license on January 18, 2001. Since then he has obtained duplicates on June 4, 2001; July 23, 2001; and August 8, 2001. The same records reveal that Hernandez has two vehicles: a 1995 red Nissan bearing Virginia registration number JER-9160; and a gold 1994 Acura bearing Virginia registration JFW-1536 (formerly XZU-4524).

Jose Luis Esteban Navarette-Audelo

8. Jose Luis Esteban Navarette-Audelo is a 26-year-old male believed to be of Mexican origin. Navarette currently resides at and is the sole renter of 955 South Columbus Street, #625, Arlington, Virginia, an apartment in an apartment complex known as The Stratford. Navarette drives the 1995 red Nissan registered to Hernandez. This same car bears a parking sticker for The Stratford with a parking control number. The Stratford records show this parking control to be registered to Navarette in apartment #625. From May 18, 2003, to January 15, 2004, Navarette jointly leased 6037 Bellview Drive, #10, Falls Church, Virginia, with Hernandez and lived there.

Relevant Criminal Law



9. I am advised that 18 U.S.C. § 1546(a) makes it a crime to knowingly forge, counterfeit, alter, or falsely make an alien registration receipt card or any other document prescribed by statute or regulation for entry into or as evidence of authorized stay or employment in the United States. I am also advised that 18 U.S.C. § 1546(a) makes it a crime to knowingly possess an alien registration receipt card or any other document prescribed by statute or regulation for entry into or as evidence of authorized stay or employment in the United States knowing the same to have been forged, counterfeited, altered, or falsely made. I am further advised that 42 U.S.C. § 408(a)(7)(C) makes it a crime for anyone, acting with the purpose of obtaining anything of value from a person or with any other purpose, to knowingly counterfeit a social security card or to sell the same. I am also advised that 42 U.S.C. § 408(a)(7)(B) makes it a crime for anyone “to falsely represent[] a number to be the social security account number assigned by the Commissioner of Social Security to him or to another person, when in fact such number is not the social security account number assigned by the Commissioner of Social Security to him or to such other person” with the intent to deceive and with “the purpose of obtaining anything of value from any person, or for any other purpose.”

10. I am also advised that Federal Rule of Criminal Procedure 41 permits a United States Magistrate Judge to issue a warrant authorizing a federal law enforcement officer to search for and seize evidence, fruits, and instruments of a particular crime. Such a warrant is generally issued upon the written application and affidavit of a federal law enforcement officer.

Alien Registration Receipt Cards, Employment Authorization Documents,  
and Social Security Cards



11. An “alien registration receipt card” is a document issued by the Department of Homeland Security (hereinafter DHS) to an alien as proof of that alien’s lawful permanent resident status in the United States. (DHS is the statutory successor to the Immigration and Naturalization Service (hereinafter INS).) The card is formally known as a DHS form I-551, but is commonly referred to as a green card. The alien holder of an alien registration receipt card is entitled by law to work and reside in the United States and may, with the passage of time, apply for United States citizenship. An “employment authorization document” is a document issued by DHS to an alien as proof of that alien’s permission to work in the United States legally. It is more commonly known as a work permit and, as its name implies, it is a document prescribed by statute and regulation as evidence of authorized employment in the United States. For purposes of brevity and clarity, I will hereinafter refer to an alien registration receipt card as a green card and to an employment authorization document as a work permit.

12. A social security card is a document issued by the Social Security Administration to individuals in the United States as proof that the individual has a social security account and account number. Each social security account number is unique and issued to only one individual.

### Summary of the Investigation

13. My investigation has revealed that Hernandez and Navarette have engaged in repeated immigration and social security fraud. In particular, I have discovered that these two men are producing counterfeit green cards and social security cards on a grand scale for sale to immigrants lacking legitimate identification. Both men produce counterfeit green cards and social security cards without regard to the true identity of their immigrant clients and for the



purpose of earning a fee of between \$80 to \$190 per client. Based on the results of my investigation to date, I believe Hernandez and Navarette have been producing counterfeit cards for at least a year and have sold large numbers of them.

#### Confidential Witness

14. On July 22, 2003, I interviewed a person identified herein as confidential witness (hereinafter CW). I have found CW's information regarding this case to be credible because I have been able to corroborate all of the things CW has told me about Hernandez and Navarette. During my July 22, 2003, interview of CW, he told me that a few months before our interview he had observed a Hispanic male produce counterfeit immigration documents for a friend of his in an apartment on Bellview Drive in Falls Church. According to CW, this Hispanic male made the counterfeit documents for CW's friend on a machine in the living room of the apartment. At the close of the interview, CW agreed to attempt to purchase more counterfeit documents under my supervision. Since that time, CW has successfully purchased counterfeit documents from the Hispanic man and a male accomplice, men I now know to be Hernandez and Navarette respectively.

#### Probable Cause to Arrest Hernandez and Navarette

15. Under my supervision, CW has obtained a total of twelve counterfeit green cards, two counterfeit work permits, and fourteen counterfeit social security cards from Hernandez and Navarette during six controlled purchases. These six purchases occurred on July 27, 2003; August 24, 2003; October 17, 2003; October 23, 2003; October 31, 2003; and February 5, 2004. The first two purchases occurred in Hernandez's former apartment at 6037 Bellview Drive, #10, Falls Church, Virginia. The remaining four were conducted in or around the Culmore Shopping



Center parking lot. Hernandez handled the first purchase alone. Hernandez and Navarette jointly handled the remaining five.

16. All of the counterfeit green cards, work permits, and social security cards CW bought from Hernandez and Navarette were produced by Hernandez and Navarette using false names and information supplied by CW or invented by Hernandez and Navarette. When negotiating the production of the cards, Hernandez and Navarette did not care whether the names and information supplied by CW were legitimate. On the contrary, CW supplied Hernandez and Navarette with the photographs and names of known criminals and terrorists for many of the cards. In each instance, Hernandez and Navarette paid no attention and produced the cards without question. At no time during any of the six controlled purchases, did Hernandez or Navarette claim that they had authority to produce green cards, work permits, or social security cards, nor do they in fact have such authority.

#### First Controlled Purchase

17. On July 27, 2003, CW purchased identification documents from Hernandez at 6037 Bellview Drive, #10, Falls Church, Virginia. This purchase was conducted at my direction and under my supervision. On that date, my colleagues and I gave CW \$200 in recorded Fairfax County Police Department funds and two passport photographs of CW. CW then went to 6037 Bellview Drive, ascended a staircase to the third floor, knocked on the door to apartment number 10, and went in. Approximately an hour later, CW emerged and met me at a pre-determined location.

18. When CW and I met, CW presented me with a green card that bore CW's photograph and an alias and a social security card that bore an alias and a fictitious social security account



number. CW also gave me a white business card with black lettering that bore the inscription “Borrego Y Asociados, Servicios Multiples, tel 571-215-0075.” CW told me that when he knocked on the door to 6037 Bellview Drive, #10, a male answered and let him in. This man identified himself as “Bernardo.” I know from my personal knowledge of Hernandez, from rental records, and from CW’s identification of “Bernardo” from photographs, that “Bernardo” is Bernardo Arrieta Hernandez. Hernandez explained to CW that, for a fee, he could produce three different sets of documents. For \$80, Hernandez would make CW a social security card and an older version of the green card; for \$120, he would produce a social security card and a work permit; and for \$180, he would produce a social security card and the new version of the green card. CW agreed to purchase the new version of the green card and a social security card for \$180. Hernandez then asked CW to give him a name and date of birth for the cards. CW complied and provided Hernandez with a false name and date of birth. When Hernandez asked CW if CW desired any particular social security number for the social security card or any particular alien number (a numeric identifier assigned by DHS to aliens) for the green card, CW said no.

19. CW then observed Hernandez enter the kitchen area of the apartment and retrieve a large machine that appeared to be a typing device. Hernandez had a large white envelope from which he retrieved blank forms. He then used these forms to create a green card and social security card for CW. When CW noticed that Hernandez made a mistake on the green card he was producing for CW, Hernandez removed the card from the machine, entered a new blank document, and re-made the card. He laid the card bearing the error on the table in the living room, and it was still at that location when CW left the apartment.



20. When Hernandez had completed the green card and the social security card he gave them to CW. Both documents bore the false name CW had given Hernandez and control numbers Hernandez had made up. CW then paid Hernandez \$180 in cash. As CW left, Hernandez told CW that if CW had any friends or associates who were in need of documents, CW should inform Hernandez. Hernandez cautioned CW, however, not to bring customers to his address. Hernandez then supplied CW with the business card CW gave me.

#### Second Controlled Purchase

21. On August 22, 2003, I supervised a monitored telephone conversation between CW and Hernandez. CW contacted Hernandez using the telephone number (571) 215-0075 which was listed on the card Hernandez gave CW during the first controlled purchase. During the call, Hernandez agreed to make two green cards, one work permit, and three social security cards for CW for a combined fee of \$300. Hernandez told CW that if he was not available to manufacture the cards, his brother would make them for CW.

22. On August 24, 2003, CW went to 6037 Bellview Drive, #10, Falls Church, Virginia, and purchased the cards he had discussed with Hernandez two days before, namely two counterfeit green cards, one work permit, and three counterfeit social security cards. This purchase was conducted at my direction and under my supervision. According to CW, when he knocked on the door to the apartment, a man who identified himself as "Bernardo's brother" answered. I know from my personal knowledge of Navarette, from rental records, and from CW's identification of "Bernardo's brother" from photographs, that "Bernardo's brother" is Jose Luis Esteban Navarette-Audelo. CW asked Navarette if "Bernardo" was there and Navarette said no. CW then told Navarette that he had spoken with "Bernardo" and that he, CW, had three



“jobs” for him. Navarette told CW that he would make the cards for CW instead. When CW asked if he could wait in the apartment while the cards were made, Navarette said no and told him to return in an hour. CW then explained the cards to Navarette and gave him the necessary photographs and names. After that, CW left.

23. CW told me that when he returned to the apartment an hour later, Navarette invited him in. When CW asked Navarette if “Bernardo” was there, Navarette said that “Bernardo” lived “on the corner.” (I believe this to have been a reference to 3343 Glen Carlyn Drive, #10, Hernandez’s current apartment which is in the same apartment complex.) Navarette then led CW to the living room and gave him four of the six cards CW had ordered. When CW attempted to follow Navarette into the kitchen, Navarette told him to go back to the living room and wait. As CW returned to the living room, he saw a machine in the kitchen marked “Brother” or “Brothers.” Shortly thereafter, Navarette came back to the living room and gave CW the remaining two cards. CW then paid Navarette \$300 in cash and prepared to leave the apartment. As CW left, Navarette told him to contact “his brother” when he was ready to place more orders.

#### Third Controlled Purchase

24. On October 16, 2003, I supervised a monitored telephone conversation between CW and Hernandez. During the call, Hernandez agreed to make an undetermined number of counterfeit cards for CW on the following day. Hernandez further told CW that either he or his brother would produce the cards.

25. On October 17, 2003, CW bought three counterfeit green cards and three counterfeit social security cards from Hernandez and Navarette. This purchase was conducted at my



direction and under my supervision. According to CW, he called Hernandez at about 10 a.m. from a position near the Culmore Shopping Center. During the call, CW told Hernandez he wanted to buy more documents and Hernandez replied that he would send his brother to meet him. A short while later, CW observed Navarette in the parking lot of the Culmore Shopping Center, and Navarette motioned to CW to approach him. Navarette, who CW now knew as “Luis,” was standing at a car and negotiating the sale of cards with two men in the car. When he was done negotiating, Navarette turned to CW and told him that the price for the cards had increased by \$10 per set. CW told Navarette that Hernandez had agreed to the old price. Navarette then accepted the old price, but told CW that in the future he would have to pay the increased price. At this point, CW ordered three green cards and three social security cards from Navarette and gave him the necessary photographs and names. Navarette then said he would return in an hour and left on foot.

26. CW stated that about an hour later, Navarette returned to the parking lot in a red vehicle. I know from our observation of this purchase that this red vehicle was in fact Hernandez’s 1995 red Nissan bearing Virginia registration number JER-9160. Navarette told CW to get into the car, drove CW around the parking lot, and gave him the cards CW had ordered. These cards included three counterfeit green cards and three counterfeit social security cards. CW paid Navarette and left the vehicle. Navarette then drove over to what appeared to CW to be another customer and gave that customer an envelope.

#### Summary of Four, Fifth, and Sixth Controlled Purchases

27. CW has purchased counterfeit green cards, work permits, and social security cards



from Hernandez and Navarette on three other occasions: October 23, 2003; October 31, 2003; and February 5, 2004. All three purchases occurred in or around the Culmore Shopping Center and were conducted under my supervision and direction. In each instance, CW initiated the production and sale of the counterfeit cards by calling Hernandez. In each instance, Navarette met CW, reviewed the order, gathered the necessary photographs and names, collected the fees, and gave CW the completed cards. During the fifth purchase, Hernandez briefly approached CW in the parking lot of the Culmore Shopping Center to determine the correct spelling of one of the name's CW wanted on the cards. Hernandez made this approach with Navarette in Hernandez's gold 1994 Acura bearing Virginia registration XZU-4524.

#### Preliminary Results of a Seventh Controlled Purchase

28. On February 12, 2004, the date of this affidavit, I had CW conduct a seventh controlled purchase. The preliminary results of this purchase are these. CW called Navarette from the Culmore Shopping Center and Navarette later arrived in Hernandez's 1995 red Nissan. CW asked Navarette to produce two green cards and two social security cards and gave him the necessary photographs and names. Navarette then left the Shopping Center in the Nissan and drove directly to 955 South Columbus Street in Arlington, Virginia, and entered The Stratford apartment complex. A short time later, Navarette returned to the Culmore Shopping Center and gave CW two counterfeit green cards and two counterfeit social security cards.

#### Legitimacy of the Cards Produced by Hernandez and Navarette

29. My colleagues and I have examined the counterfeit green cards, work permits, and



social security cards Hernandez and Navarette have produced for CW during the six controlled purchases described above. Each one of the cards is counterfeit. I know the green cards and work permits are counterfeit because they contain printing errors, false information, and fictitious alien numbers, and because Hernandez and Navarette are not authorized to produce or sell such cards by DHS. I know the social security cards are counterfeit because they contain printing errors, false information, and fictitious account numbers, and because Hernandez and Navarette are not authorized to produce or sell such cards by the Social Security Administration. I also know from my observation of the counterfeit cards produced by Hernandez and Navarette that they are using some form of a computer scanning device to transfer the photographs CW gives them to the counterfeit green cards and work permits they produce for CW. This observation is confirmed by the fact that Hernandez and Navarette return the photographs CW gives them at the conclusion of each purchase.

Legitimacy of Hernandez and Navarette's Identities; Hernandez's Possession of a False Green Card; and Hernandez and Navarette's Misuse of Social Security Numbers

30. On September 12, 2000, Hernandez completed an Olde Salem Village lease application to rent 6037 Bellview Drive, #10, Falls Church, Virginia. On the application, Hernandez stated that he was born on February 12, 1973, and that his social security account number was 144-30-7438. In support of the application, Hernandez presented a green card as proof of identity. The green card bore his name, photograph, alien number A637-429-426, and an expiration date of September 13, 2008.

31. When I investigated social security account number 144-30-7438, I learned from the Social Security Administration that the Commissioner of Social Security never issued the number to Hernandez and that it actually belongs to a female born in 1937. Similarly, when I



investigated alien number A637-429-426 with DHS, I found that it was not a valid number and that Hernandez has not been lawfully issued any green card bearing that number. As a result, I know that the green card Hernandez presented to Olde Salem Village was falsely made and that he was misusing social security account number 144-30-7438 with intent to deceive Old Salem Village so that he could obtain housing. This misuse of a false green card and social security number also leads me to believe that Hernandez may well be concealing his true identity.

32. On May 18, 2003, Navarette added himself to the lease of 6037 Bellview Drive, #10, Falls Church, Virginia. On his Olde Salem Village lease application, Navarette gave his date of birth as March 20, 1977, and his social security account number as 124-90-7531. When I investigated social security account number 124-90-7531, I learned from the Social Security Administration that the Commissioner of Social Security never issued the number to Navarette and that it actually belongs to a "B.R." born in 1976. As a result, I know that he was misusing social security account number 124-90-7531 with intent to deceive Old Salem Village so that he could obtain housing. Given this fact, I also have my doubts as to Navarette's identity and seriously question whether Hernandez and Navarette are "brothers" other than in the sense that they are partners in crime.

Probable Cause to Search 3343 Glen Carlyn Drive, #10, Falls Church, Virginia and 955 South Columbus Street, #625, Arlington, Virginia

33. Based on my investigation, I have probable cause to believe that evidence of Hernandez and Navarette's immigration and social security fraud, in violation of 18 U.S.C.



§ 1546 and 42 U.S.C. § 408 will be found in Hernandez's apartment at 3343 Glen Carlyn Drive, #10, Falls Church, Virginia, and at Navarette's apartment at 955 South Columbus Street, #625, Arlington, Virginia. I say this for several reasons. First, the first two controlled purchases occurred at 6037 Bellview Drive, #10, Falls Church, Virginia, an apartment registered to both Hernandez and Navarette at the time. As a result, I know that Hernandez and Navarette conduct their illegal activities, in part, from the apartments they live and in lease. Second, I know, based on our surveillance, that from the third controlled purchase on Navarette often brought CW the completed counterfeit cards by driving the cards in a car on roads leading from Olde Salem Village in Falls Church, Virginia. Finally, I know that criminals engaged in document fraud rarely produce counterfeit documents on the street or in public places. Rather, they produce the documents in a secluded, non-public location, which is often their home.

34. I also have probable cause to believe that evidence of Hernandez's possession of a falsely made green card, in violation of 18 U.S.C. § 1546, and his misuse of a social security number, in violation of 42 U.S.C. § 408, will be found in his apartment at 3343 Glen Carlyn Drive, #10, Falls Church, Virginia. I say this because I know that individuals keep personal records such as their green card and social security number either on their person or at home. I also know that individuals keep important immigration and social security records for long periods of time and that an individual's immigration status and social security number is routinely reflected in personal and financial records stored at home.

35. I also have probable cause to believe that evidence of Navarette's misuse of a social security number, in violation of 42 U.S.C. § 408, will be found in his apartment at 955 South Columbus Street, #625, Arlington, Virginia. I say this because I know that individuals keep



personal records such as their social security number either on their person or at home. I also know that individuals keep important social security records for long periods of time and that an individual's social security number is routinely reflected in personal and financial records stored at home.

Probable Cause to Search Hernandez's 1994 Acura Bearing Virginia Registration JFW-1536 and Hernandez's 1995 Nissan Bearing Virginia Registration JER-9160

36. I know from my own observation, those of my colleagues, and those of CW that Hernandez and Navarette use Hernandez's cars to further their counterfeiting efforts. In particular, I know that Navarette used Hernandez's 1995 Nissan bearing Virginia registration JER-9160 to conduct controlled purchases numbers 3, 4, 5, and 6. I further know that Navarette used Hernandez's 1994 Acura bearing Virginia registration XZU-4524 (now JFW-1356) to conduct controlled purchases number 5. I also know from my own experience as a detective that criminals who engage in illegal activity from their cars often store records and other evidence of those activities in their cars for ease of use and transportation.

Conclusion

37. Based on the foregoing, I have probable cause to believe that from on or about July 27, 2003, though February 5, 2004, Bernardo Arrieta Hernandez and Jose Luis Esteban Navarette-Audelo knowingly forged, counterfeited, altered, or falsely made an alien registration receipt card or any other document prescribed by statute or regulation for entry into or as evidence of authorized stay or employment in the United States, in violation of 18 U.S.C. § 1546.

38. I also submit that there is probable cause to believe that from on or about July 27, 2003, though February 5, 2004, Bernardo Arrieta Hernandez and Jose Luis Esteban Navarette-



Audelo, acting with the purpose of obtaining something of value from a person, namely money, knowingly counterfeited social security cards and sold the same, in violation of 42 U.S.C. § 408.

39. I also submit that there is probable cause to believe that from on or about September 12, 2000, Bernardo Arrieta Hernandez possessed an alien registration receipt card knowing the same to be falsely made, in violation of 18 U.S.C. § 1546, and falsely represented a social security account number to have been assigned to him by the Commissioner of Social Security with the intent to deceive and for the purpose of obtaining housing, in violation of 42 U.S.C. § 408.

40. I also submit that there is probable cause to believe that from on or about May 18, 2003, Jose Luis Esteban Navarette-Audelo falsely represented a social security account number to have been assigned to him by the Commissioner of Social Security with the intent to deceive and for the purpose of obtaining housing, in violation of 42 U.S.C. § 408.

41. I further submit that there is probable cause to believe that evidence of Hernandez and Navarette's criminal activity in violation of 18 U.S.C. § 1546 and 42 U.S.C. § 408, will be found at 3343 Glen Carlyn Drive, #10, Falls Church, Virginia, and at 955 South Columbus Street, #625, Arlington, Virginia, locations more fully described in attachment A.

42. I further submit that there is probable cause to believe that evidence of Hernandez and Navarette's criminal activity in violation of 18 U.S.C. § 1546 and 42 U.S.C. § 408, will be found in the 1995 Nissan bearing Virginia registration JER-9160 and the 1994 Acura bearing Virginia registration JFW-1356, vehicles more fully described in attachment A.

Douglas H. Comfort  
Special Deputy United States Marshal



United States Department of Justice

Sworn and subscribed to before me on February 12, 2004, at Alexandria, Virginia.

Liam O'Grady  
United States Magistrate Judge



## **Attachment A**

### **Premises to Be Searched**

The four properties to be searched are further described as follows:

1. The first property to be searched is Hernandez's apartment at 3343 Glen Carlyn Drive, #10, Falls Church, Virginia. This apartment is located on the second floor of a two-storey, multi-unit apartment building constructed of red brick and forming part of the Olde Salem Village apartment complex. The main entrance into the building is a red door, the upper portion of which is made of glass. To the left of that door at eye level are the numerals 3343, black in color, on a white background. Apartment number 10 is located on the second floor and has a light brown door as an entrance with a metal knocker bearing the numerals 10.

2. The second property to be searched is Navarette's apartment located at 955 South Columbus Street, #625, Arlington, Virginia. The apartment is located in a six-storey multi-unit apartment building constructed of red brick and known as "The Stratford." The main entrance into the building is glass and metal and bears white numerals 955 and the words The Stratford. Apartment number 625 is located on the sixth floor and is immediately between apartment 624 and 626, both of which are marked. The apartment has a blue door with a silver handle, but is missing its numeric marking.

3. The third property to be searched is Hernandez's 1994 gold Acura bearing Virginia registration JFW-1536 (or XZU-4524). The vehicle bears vehicle identification number JH4KA7662RC005091.

4. The fourth property to be searched is Hernandez's 1995 red Nissan bearing Virginia registration JER-9160. The vehicle bears vehicle identification number 1N4BU31D1SC110272.



## **Attachment B**

### **List of Items to Be Searched for and Seized**

The list of items to be searched for and seized is as follows:

1. Any records or objects pertaining to the Department of Homeland Security, its subordinate components, or the Immigration and Naturalization Service.
2. Any records or objects pertaining to the Social Security Administration.
3. Any records or objects pertaining to visas, passports, or the Department of State.
4. Any machines, printers, computers, scanning devices, plates, documents, stationery, templates, records, or designs pertaining to the production, making, or counterfeiting of government documents, particularly alien registration receipt cards, employment authorization documents, and social security cards.
5. Any legitimate or counterfeit alien registration receipt cards, employment authorization documents, and social security cards, or their incomplete components.
6. Any financial documents, records, and objects, including bank records, loan records, credit card records, ledgers, check registers, checks, statements, credit cards, lines of credit, deposit records, faxes, memoranda, correspondence, and applications pertaining to Bernardo Arrieta Hernandez and Jose Luis Esteban Navarette-Audelo or associated aliases.
7. Any currency or other financial instruments.
8. Any calendars, schedules, address books, telephone logs, or appointment books pertaining to Bernardo Arrieta Hernandez and Jose Luis Esteban Navarette-Audelo or associated aliases.



9. Any records relating to federal, state, and local tax returns pertaining to Bernardo Arrieta Hernandez and Jose Luis Esteban Navarette-Audelo or associated aliases.
10. Any telephone recording devices, cell phones, and answering machine tapes.
11. Any records pertaining to the identity, immigration status, and employment of Bernardo Arrieta Hernandez and Jose Luis Esteban Navarette-Audelo, including records of the Virginia Department of Motor Vehicles.
12. Any records pertaining to CW (the confidential witness).